UNITED STATES INTERNATIONAL TRADE COMMISSION Washington, DC 20436

MEMORANDUM ON PROPOSED TARIFF LEGISLATION of the 109th Congress ¹

	[Date approved: September 20, 2005] ²
Bill No. and sponsor: H.R.	1787 (Mr. William L. Jenkins of Tennessee)
Proponent name, location:	Eastman Chemical Company Kingsport, TN
Other bills on product (109t	h Congress only): None.
Nature of bill: Temporary so	uspension of duty until 12/31/2008.
Retroactive effect: None.	
Suggested article description	n(s) for enactment (including appropriate HTS subheading(s)):
tert-Butyl acrylate (CAS No.	1663-39-4) (provided for in subheading 2916.12.50).
<u> </u>	Same as that in bill as introduced Different from that in bill as introduced (explain differences in Technical ments section)
Product information, include	ling uses/applications and source(s) of imports:
The subject chemical is a syn	thetic organic chemical used in adhesives applications.
The principal import source is China, and Mexico.	s South Africa, with lesser quantities imported from Germany, Korea, Japan,

¹ Industry analyst preparing report: Robert Randall (202-205-3366); Tariff Affairs contact: David Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at www.usitc.gov/tata/hts/other/rel_doc/bill_reports/109c.htm .

Estimated effect on customs revenue:

HTS subheading: 2916.12.50									
	2005	2006	2007	2008	2009				
Col. 1-General rate of duty (AVE) <u>1</u> /	3.7%	3.7%	3.7%	3.7%	3.7%				
Estimated value <i>dutiable</i> imports	\$12,000,000 <u>2</u> /								
Customs revenue loss	\$444,000	\$444,000	\$444,000	\$444,000	\$444,000				

¹/ The AVE is the ad valorem equivalent of a specific or compound duty rate expressed as a percent, using the most recent import data available.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	US production of same or competitive product claimed?	Submission attached?	Opposition noted?	
		(Yes/No)			
Eastman Chemical Company (proponent) J.P. San Pedro Tel: (703) 524-7653	6/22/2005	No	No	No	
Ashland Distribution Co. Marketing Mgr., FAX: (614) 790-3465	6/23/2005	No	No	No	
BASF Corporation, Chemicals Marketing Mgr., FAX: (973) 426-4676	6/23/2005	No	No	No	
Celanese Chemicals Marketing Mgr., FAX: (972) 443-8070	6/23/2005	No	No	No	
Dow Chemical Company Marketing Mgr., FAX: (989) 832-1465	6/23/2005	No	No	No	
Rohm and Haas Co. Marketing Mgr., FAX: (215) 592-6909	6/23/2005	No	No	No	
San Esters Corp. Marketing Mgr., FAX: (212) 310-0101	6/23/2005	No	No	No	

^{2/} The proponent did not provide any estimates. See Technical Comments. Source of estimated dutiable import data: Commission estimates.

Varsal Instruments, Inc.	6/23/2005	No	No	No
Marketing Mgr., FAX: (215) 957-9111				

Technical comments:³

According to telephone a conversation with J.P. San Pedro, Director, International Trade, Eastman Chemical Company, on 6/23/2005, the proponent is no longer pursuing this duty suspension. It should be noted that the proponent did not provide any information about the subject chemical, and that estimates of imports and revenue losses were estimated based on import levels for the entire HTS subheading.

³ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

109TH CONGRESS 1ST SESSION

H. R. 1787

To suspend temporarily the duty on t-Butyl acrylate.

IN THE HOUSE OF REPRESENTATIVES

APRIL 21, 2005

Mr. Jenkins introduced the following bill; which was referred to the Committee on Ways and Means

A BILL

To suspend temporarily the duty on t-Butyl acrylate.

1	Be it	enacted	by	the	Senate	and	House	of	Representa-
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- 2 tives of the United States of America in Congress assembled,
- 3 SECTION 1. T-BUTYL ACRYLATE.
- 4 (a) In General.—Subchapter II of chapter 99 of
- 5 the Harmonized Tariff Schedule of the United States is
- 6 amended by inserting in numerical sequence the following
- 7 new heading:

"	9902.04.56	tert-Butyl acrylate (CAS No. 1663–39–4) (provided for in					
		subheading 2916.12.50)	Free	No change	No change	On or before	
						12/31/2008	,,

- 8 (b) Effective Date.—The amendments made by
- 9 subsection (a) apply to articles entered, or withdrawn from

- 1 warehouse for consumption, on or after the 15th day after
- 2 the date of the enactment of this Act.

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